

JAN 31 '12 -2 20 PM

SURFACE TRANSPORTATION BOARD



January 31, 2012

Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, SW  
Washington, DC 20423-0001

Dear Section Chief:

Please find attached, one (1) copy of the Complete Release dated January 13, 2012 between the following parties:

Rail Connection, Inc.  
Post Office Box 800  
Eleanor, WV 25070

The David J. Joseph Company  
300 Pike Street  
Cincinnati, OH 45202

This filing is to appear in the index as follows: Complete Release effective January 31, 2012 related to seventy-five (75) railcars bearing reporting marks: JOSX 2404 - 13298, sporadic.

Please file this as a secondary document under Recordation Number 26794-A as it relates to documents previously filed with the Surface Transportation Board under Recordation Number 26794. The filing fee in the amount of \$41.00 can be charged to our account.

Should you have any questions or need further information, please do not hesitate to contact me at (513) 419-6062.

Sincerely,

Julie Woodard  
Contract Manager

Enclosures

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**COMPLETE RELEASE****SURFACE TRANSPORTATION BOARD**

This Complete Release (the "Release") releases the lien created by that certain Rider No. 6 to Master Railroad Equipment Lease Agreement dated as of January 12, 2007 (the "Agreement") between The David J. Joseph Company as Lessee ("Joseph") and Rail Connection, Inc., as Lessor ("Lessor"), with respect to seventy-five (75) railcars (hereinafter, the "Railcars").

WHEREAS, Joseph and Lessor memorialized the Agreement of record by filing a Memorandum of Rider No. 6 to Master Railroad Equipment Lease Agreement dated as of January 30, 2007 ("Memorandum of Lease") with the Surface Transportation Board (the "STB"); and

WHEREAS, the Memorandum of Lease was recorded with the STB under Recordation Number 26794;

NOW THEREFORE, in consideration of the premises and mutual covenants and agreements set forth herein and for other good and valuable consideration, the receipt of which is hereby acknowledged, Joseph acknowledges as follows:

1. The Memorandum of Lease is hereby terminated effective as of January 31, 2012. The parties hereby releases all rights, interests or claims to, and all liens and encumbrances upon, the Railcars as given under the Memorandum of Lease.

2. The parties desire to execute this Release for purposes of memorializing of record the agreements set forth herein.

3. This Release shall be filed with the STB under Recordation No. 26794-A

**THE REMAINDER OF THIS PAGE PURPOSELY LEFT BLANK**

IN WITNESS WHEREOF, the parties have caused this Release to be duly executed by their respective officers duly authorized as of the date indicated below.

THE DAVID J. JOSEPH COMPANY

By: Kelly C. Poellein

Name: Kelly C. Poellein

Title: Vice President Finance, Brokerage

Date: January 13, 2012

RAIL CONNECTION, INC.

By: Warren K. Higginbotham

Name: Warren K. Higginbotham

Title: Vice President

Date: January 17, 2012

State of OHIO )  
County of HAMILTON ) ss

The foregoing instrument was acknowledged before me this 13<sup>th</sup> day of January, 2012 by Kelly C. Poellein, the Vice President Finance, Brokerage of The David J. Joseph Company, a Delaware corporation, on behalf of the said corporation.

Julie Woodard

Notary Public  
Hamilton County

My commission expires: 9-24-12



Julie M. Woodard  
Notary Public, State of Ohio  
My Commission Expires 09-24-2012

State of WV )  
County of Putnam ) ss

The foregoing instrument was acknowledged before me this 17<sup>th</sup> day of January, 2012 by Warren K. Higginbotham, the Vice-President of Rail Connection, Inc., a West Virginia corporation, on behalf of the said corporation..

Maureen F. Gunnell

Notary Public

My commission expires: 12-15-2016

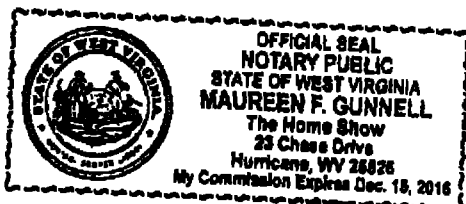


EXHIBIT A

RAILCARS: (75) railcars bearing reporting marks:

JOSX	2404
JOSX	2405
JOSX	2430
JOSX	2435
JOSX	2439
JOSX	2444
JOSX	2445
JOSX	2446
JOSX	2448
JOSX	2450
JOSX	2461
JOSX	2471
JOSX	2477
JOSX	2478
JOSX	2490
JOSX	3227
JOSX	3715
JOSX	3722
JOSX	3753
JOSX	4001
JOSX	4007
JOSX	4027
JOSX	4030
JOSX	4037
JOSX	4051
JOSX	4054
JOSX	4064
JOSX	4066
JOSX	4085
JOSX	4107
JOSX	4120
JOSX	4133
JOSX	4142
JOSX	4150
JOSX	4158
JOSX	4169
JOSX	4185
JOSX	4196
JOSX	4197
JOSX	4806
JOSX	4809
JOSX	7306

JOSX	7310
JOSX	10121
JOSX	10139
JOSX	10148
JOSX	10152
JOSX	10160
JOSX	10163
JOSX	10174
JOSX	10179
JOSX	10181
JOSX	10218
JOSX	10234
JOSX	10246
JOSX	10284
JOSX	10311
JOSX	10312
JOSX	10330
JOSX	10331
JOSX	10348
JOSX	10350
JOSX	10383
JOSX	10414
JOSX	10505
JOSX	13197
JOSX	13207
JOSX	13228
JOSX	13238
JOSX	13246
JOSX	13249
JOSX	13253
JOSX	13260
JOSX	13262
JOSX	13298